



01-15-03

DAC/ #4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lark, David

Serial No.: 09/966,479

Filed: September 28, 2001

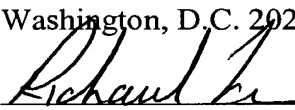
For: Gaming Apparatus with Novel
Display Technique

Group Art Unit: 3713

Examiner: To be assigned

) "EXPRESS MAIL" mailing label No.
) EV 027096373 US.

) Date of Deposit: January 14, 2003

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) deposited with the United States Postal Service
) "EXPRESS MAIL POST OFFICE TO
) ADDRESSEE" service under 37 CFR §1.10
) on the date indicated above and is addressed
) to: Commissioner for Patents, Box DAC,
) Washington, D.C. 20231) 
) Richard ZimmermannPETITION TO REVIVE
UNINTENTIONALLY ABANDONED APPLICATIONCommissioner for Patents
Box DAC
Washington, D.C. 20231RECEIVED
JAN 16 2003
OFFICE OF PETITIONS

Sir:

Applicant, through his undersigned attorney, hereby petitions under the provisions of 37 C.F.R. § 1.137(b) to revive the above-identified application. The application became unintentionally abandoned according to 37 C.F.R. § 1.137(f) for failure to timely notify the Office of a foreign filing.

On September 28, 2001, Applicant filed the above mentioned application in the United States Patent and Trademark Office. At the same time, Applicant filed a Request and Certification Under 35 U.S.C. 122(b)(2)(i) requesting that the application not be published. On March 28, 2002, a patent application corresponding to the above mentioned application was filed in Australia. The foreign filing without the notification to the United States Patent

and Trademark Office required by 35 U.S.C. § 122(b)(2)(B)(iii) and 35 U.S.C. § 1.213(c) resulted in the abandonment of the application.

A Notification of Filing of Foreign Patent Application is enclosed herewith.

The entire delay in filing the Notification of a Filing of Foreign Patent Application from the time of the foreign filing until the filing of this petition was unintentional.

Our check in the amount of \$1,300.00 for the fee set forth in 37 C.F.R. § 1.17(m) is submitted herewith.

Any additional required fee may be charged to our deposit account no. 13-2855. Any overpayment should be refunded to the undersigned's law firm at the indicated address. A duplicate copy of this paper is enclosed.

If the petition examiner would like to discuss the foregoing, or any matter of form or procedure, he or she is urged to telephone the undersigned at the indicated number.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN

January 14, 2003

By: WJ Kramer
William J. Kramer
Registration No. 46,229
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6300 Sears Tower
233 South Wacker Drive
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(312) 474-6300



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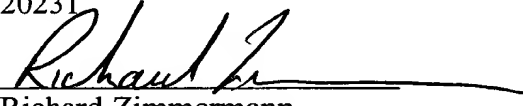
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) 
) Richard Zimmermann

NOTIFICATION OF FILING OF FOREIGN PATENT APPLICATION

Commissioner for Patents
Box DAC
Washington, D.C. 20231

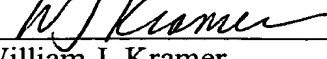
Sir:

Pursuant to 37 C.F.R. §1.213(a), the present application was filed with a request not to publish. Pursuant to 37 C.F.R. §1.213(c), the Office is hereby notified that a foreign patent application corresponding to the present application was filed. The foreign application was filed in Australia on March 28, 2002.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN

Date: January 14, 2003

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